

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Scott F. Watson
Application No.: 10/646,192
Filed: 8/21/2003
Confirmation No.: 9068
For: DIGITAL HOME MOVIE LIBRARY

Art Unit: 2424
Examiner: Son P. Huynh

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Mail stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1460

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Sir:

In accordance with the duty of disclosure, enclosed is a copy of an Information Disclosure Statement by Assignee, which is being submitted for the above-referenced patent application. It is respectfully requested that the cited document(s) be considered and that the enclosed copy of Form PTO/SB/08A or B be initialed by the Examiner to indicate such consideration and a copy thereof be returned to Assignee.

This Information Disclosure Statement is hereby submitted:

- ☒ In accordance with 37 C.F.R. 1.97(b), as it is being filed:
- ☐ Within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d); or
 - ☐ Within three months of the date of entry of the national stage as set forth in 37 C.F.R. 1.491 in an international application; or
 - ☐ Before the mailing of a first Office Action on the merits; or
 - ☒ Before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 1.114.

OR

- ☐ In accordance with 37 C.F.R. 1.97(c); and
- ☐ Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. (37 C.F.R. 1.97(e)(1)); or
- ☐ No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the undersigned's knowledge, and after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of the information disclosure statement. (37 C.F.R. 1.97(e)(2)); or
- ☐ The fee set forth in 37 C.F.R. 1.17(b) accompanies this information disclosure statement.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability or that the information cited constitutes prior art.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. 1.97(b). Assignee believes that no additional fees are required for this Information Disclosure Statement. However, if any additional fees are required in connection with this Information Disclosure Statement the commissioner is hereby authorized to charge such fees to our Deposit Account 50-3130.

Respectfully submitted,

BERKELEY LAW & TECHNOLOGY GROUP, LLP

Dated: 12/31/08

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